

**THE MINUTES
FOR THE AUGUST 14, 2012
MEETING OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF NORTHPORT
MEETING AT 5:00 P.M.**

Present: Mayor Doll, Trustees Kehoe, Maline, McMullen and Tobin, Village Clerk Donna Koch, Village Administrator Gene Guido, Village Attorney James Matthews, Chief Bruckenthal.

ANNOUNCEMENTS: no announcements

PRESENTATIONS: no presentations

PUBLIC HEARINGS: no Public Hearings

PUBLIC COMMENT:

Dave Weber Sr. questioned the Board as to the need for an assistant to the administrator. Trustee Tobin explained this is a temporary part time position to help oversee the Wastewater Treatment upgrades, which is made up of three large projects. The assistance is needed to make sure those projects are completed on time and the money is allocated to/from the proper grants.

Betty Koerner stated we need to be very careful with our resources. She questioned how much the Family Nights was costing the Village money. Mayor Doll stated that the chamber reimburses the Village for the costs of any highway or police used for the Family Nights.

BOARD APPROVAL OF WARRANT:

On the motion of Trustee Maline and seconded by Trustee Tobin the following bills were approved for payment.

Fiscal Year 2012/2013 General Fund bills in the amount of \$ 118,163.46

On the motion of Trustee Tobin and seconded by Trustee McMullen the following bills were approved for payment.

Fiscal Year 2012/2013 Sewer Fund bills in the amount of \$9,772.85

On the motion of Trustee Kehoe and seconded by Trustee Maline the following bills were approved for payment.

Fiscal Year 2012/2013 Fire Department bills in the amount of \$11,798.78

On the motion of Trustee Tobin and seconded by Trustee Maline the following bills were approved for payment.

Fiscal Year 2012/2013 Capital Fund bills in the amount of \$31,559.41

On the motion of Trustee Kehoe and seconded by Trustee Maline the following bills were approved for payment.

Fiscal Year 2012/2013 Trust Fund bills in the amount of \$472.00

COMMISSIONER'S REPORTS: Trustee McMullen reported that the Harbor master retrieved an abandon float. Also he is working on the recent reports from Suffolk County Health Department as to when, where, how Suffolk County is taking the water quality samples. There is a pipe on the Asharoken side that has a broken section. The Town is waiting for a permit from the DEC to repair the pipe.

Trustee Tobin reported he had listened to a webinar concerning the 2% tax cap. They will be coming out with the different values such as the adjustment factor for growth and so on.

Trustee Kehoe reported that the Chief is working hard preparing interviews to fill one or two of the patrolman positions. The Business group is meeting again. Andy Cangemi, Zoning Board Chairman was on hand to discuss the function of the Zoning Board. At the next meeting Rich Boziwick from the Planning Board will also give a brief presentation on how the Planning Board. Restaurant week is planned for the week of November 4th through the 11th. Trustee Kehoe also reported that he sent a letter on behalf of the Village to Zagets. Zagets has just come out with their Long Island guide to fine dining and omitted several of Northport's long established restaurants.

Mayor Doll reported Highway has been keeping up on tree work, street trees and storm drains. They have been making a replacing street signs.

ADIMINISTRATOR'S REPORT: Mr. Guido reported that the Village is ready to take the necessary steps to clean up the abandon Amoco station on Fort Salonga Rd. The Village needs to have a special meeting to give all involved parties an opportunity to be heard. All doors and windows need to be boarded up and they will then be painted white. This meeting is scheduled for August 21, 2012 at 4:30 PM.

CHIEF OF POLICE REPORT: Chief Bruckenthal reported that he would like to talk to the Board in executive session to discuss possible candidates for the patrolman position.

NEW BUSINESS:

1. Senior Citizen Tax Exemption. It was the consensus of the Board to schedule a Public Hearing September 4, 2012 to raise the exemption from \$29,000 to \$37,400.

OLD BUSINESS: no old business was discussed this evening.

CORRESPONDENCE: A letter was received by Police Chief Bruckenthal commending Dockmaster James Ramonetti for his assistance in helping a man with a fish hook in his hand.

REQUESTS:

1. Request from Northport Chamber of Commerce to wrap parking meters from November 23rd to January 2, 2013. The Board approved this request.

RESOLUTIONS:

On the motion of Trustee McMullen and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2012- 93 ~ APPROVAL OF THE JULY 17, 2012 MINUTES

WHEREAS: Copies of the minutes of the July 17, 2012, meeting were sent to the Board for approval, therefore,

BE IT RESOLVED that said minutes are approved without reading, at this time.

On the motion of Trustee Maline and seconded by Trustee Kehoe the following resolution was unanimously approved.

RESOLUTION 2012- 94 ~ BOND RELEASE

WHEREAS: In a letter dated June 28, 2012, Pat Glennon requested the release of the remaining \$5,000 bond, for the sub division known as Danny's Platt (Site Plan#135), and

WHEREAS: the Village Administrator, confirms that all improvements are complete, and

WHEREAS: the Planning Board recommends release of said Bond, now therefore

BE IT RESOLVED: that the remaining \$5,000.00 cash bond is hereby released to Patrick Glennon.

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2012- 95 ~ SEASONAL EMPLOYMENT

BE IT RESOLVED: that the seasonal applicants recommended by the Village Clerk and the Village Administrator are hereby approved.

Dockmaster:

Will Varese	\$10.00/hr
Dana Romanczyk	\$10.00/hr

On the motion of Trustee Kehoe and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2012 - 96 ~ SERVICE AGREEMENT/ CONTRACT WITH LECSA (EMPLOYEE ASSISTANCE PROGRAM)

BE IT RESOLVED: the Mayor is hereby authorized to sign a two year service agreement with LECSA (employee assistance program) not to exceed the sum of \$3,000. To be paid in two installments September, 2012 and September, 2013.

The following resolution was put on hold until the next meeting.

RESOLUTION 2012 – 97 ~ AUTHORIZING THE MAYOR TO EXECUTE A LICENSE AGREEMENT FOR REPAIRS, MAINTENANCE AND USE OF 20 BEACH AVENUE

BE IT RESOLVED: That the Board of Trustees, having determined that it is in the best interest of the Village to enter into a License Agreement with Dominick Farriella to provide for the repair and maintenance of 20 Beach Avenue and the surrounding grounds, beach and fencing, hereby authorizes the Mayor to enter into a revocable License Agreement, in a form approved by the Village Attorney.

On the motion of Trustee Tobin and seconded by Trustee Maline the following resolution was unanimously approved.

RESOLUTION 2012 -98 SET PUBLIC HEARING ON PROPOSE LOCAL LAW “B” OF 2012

PLEASE TAKE NOTICE: that a Public Hearing of the Village Board of Trustees will be held at the Village Hall, 224 Main Street, Northport, New York at 6:00 o'clock in the evening of the 4th day of September, 2012, to consider the following proposed local law:

**PROPOSED LOCAL LAW “B” OF 2012
A LOCAL LAW OF
THE VILLAGE OF NORTHPORT TO AMEND
CHAPTER 267 TAXATION, ARTICLE III
SENIOR CITIZEN EXEMPTION
OF THE CODE
OF THE VILLAGE OF NORTHPORT**

BE IT ENACTED: By the Board of Trustees of the Village of Northport as follows:

Section 1. Legislative Intent

The Board of Trustees finds that amending the code to increase the annual income levels to qualify for the Senior Citizen Tax Exemption in accordance with the authority granted under the Real Property Tax Law of the State of New York is for the benefit of deserving residents of the Village with limited income.

Section 2. Statutory Authority and Supersession

This Local Law is adopted pursuant to New York State Constitution, New York State Village Law, New York State Real Property Tax Law, Municipal Home Rule Law and the State Environmental Quality Review Act and its implementing regulations and expressly supersedes inconsistent provisions of the Village Code.

Section 3. Applicability

The provisions of this Local Law shall apply to all qualified residents who own and live in residential dwellings in the Incorporated Village of Northport.

Section 4. Amendments

Chapter 267 of the code of the Incorporated Village of Northport shall be amended as follows:

Explanation of notations:

Existing text is reproduced in normal type.

Text to be added is indicated in Italics.

Text to be deleted is indicated by ~~strikethroughs~~.

* * * indicates existing text to remain unchanged.

§ 267-21. Amount of exemption.

Any such exemption shall be subject to the limitations and conditions as provided for in § 467 of the Real Property Tax Law; however, as provided for in the aforesaid section, the income of the owner or combined income of the owners of the property, which income, for the purpose of the annual income in the schedule below, shall be offset by all medical and prescription drug expenses actually paid which were not reimbursed or paid for by insurance, for the tax year immediately preceding the date of making application for exemption shall not exceed the sum of ~~\$19,500~~ \$29,000 or such sum *up to and* in excess of ~~\$19,500~~ 29,000 as is provided in the schedule below, in which case, as indicated therein, the exemption shall be as indicated.

Annual Income	Percentage of Assessed Valuation Exempt From Taxation
<i>Up to \$29,000</i>	50%
More than \$19,500 29,000 but less than \$20,500 30,001	45%
More than \$20,500 30,000 but less than \$21,500 31,001	40%
More than \$21,500 31,000 but less than \$22,500 32,001	35%
More than \$22,500 32,000 but less than \$23,400 32,901	30%
More than \$23,400 32,900 but less	25%

Annual Income	Percentage of Assessed Valuation Exempt From Taxation
than \$24,300 33,801	
More than \$24,300 33,800 but less than \$25,200 34,701	20%
More than \$25,200 34,700 but less than \$26,100 35,601	15%
More than \$26,100 35,600 but less than \$27,000 36,501	10%
<i>More than \$36,500 but less than 37,401</i>	5%

* * *

Section 5. Severability

If any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalidated, such judgment shall not affect, impair or invalidate the remainder of this Local Law, and it shall be construed to have been the legislative intent to enact this Local Law without such unconstitutional, or invalid parts therein.

Section 6. Effective Date

This local law shall take effect immediately upon filing in the Office of the Secretary of State.

On the motion of Trustee Kehoe and seconded by Trustee McMullen the Board moved into executive session 6:45 PM

On the motion of Trustee Maline and seconded by Trustee McMullen the Board moved out of executive session 6:50 PM.

On the motion of Trustee Kehoe and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2012- 99~ APPOINTING SPECIAL ASSISTANT VILLAGE ATTORNEYS

BE IT RESOLVED: That Donna Maio, Esq. and Joseph DeJesu, Esq. are hereby appointed as Special Assistant Village Attorneys for a term to begin upon adoption of

this resolution and end on April 3, 2013, unless sooner terminated by written notice at the direction of the Mayor or Board of Trustees and each are hereby authorized to prosecute violations of the Village Code and local laws in Village Justice Court. Ms. Maio and Mr. DeJesu shall not be entitled to additional hourly compensation for work performed as Special Assistant Village Attorney relating to court appearances in Village Justice Court, and shall be paid the flat rate of \$500 for each court appearance, with no further compensation for such court appearance and provided that only one Assistant Village Attorney may be compensated for each court appearance in Village Justice Court. If extraordinary circumstances warrant additional hourly compensation, request must be made to and approved by the Mayor.

The next regular meeting of the Board of Trustees will be on September 4, 2012 at 6:00 p.m.

A RESOLUTION FOR AN EXECUTIVE SESSION: if necessary, for personnel and/or litigation matters.

Meeting adjourned: 6:51 PM.

Respectfully submitted,

Donna M. Koch
Village Clerk